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H. R. 3616

IN THE SENATE OF THE UNITED STATES

MAY 16, 2000

Received; read twice and placed on the calendar

AN ACT

To reauthorize the impact aid program under the Elementary and Secondary Education Act of 1965, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Impact Aid Reauthor-
3 ization Act of 2000”.

4 **SEC. 2. PURPOSE.**

5 Section 8001 of the Elementary and Secondary Edu-
6 cation Act of 1965 (20 U.S.C. 7701) is amended—

7 (1) in the matter preceding paragraph (1)—

8 (A) by inserting after “educational services
9 to federally connected children” the following:
10 “in a manner that promotes control by local
11 educational agencies with little or no Federal or
12 State involvement”; and

13 (B) by inserting after “certain activities of
14 the Federal Government” the following: “, such
15 as activities to fulfill the responsibilities of the
16 Federal Government with respect to Indian
17 tribes and activities under section 514 of the
18 Soldiers’ and Sailors’ Civil Relief Act of 1940
19 (50 U.S.C. App. 574),”;

20 (2) in paragraph (4), by adding “or” at the
21 end;

22 (3) by striking paragraph (5);

23 (4) by redesignating paragraph (6) as para-
24 graph (5); and

25 (5) in paragraph (5) (as redesignated), by in-
26 serting before the period at the end the following:

1 “and because of the difficulty of raising local rev-
 2 enue through bond referendums for capital projects
 3 due to the inability to tax Federal property”.

4 **SEC. 3. PAYMENTS RELATING TO FEDERAL ACQUISITION**
 5 **OF REAL PROPERTY.**

6 (a) FISCAL YEAR REQUIREMENT.—Section 8002(a)
 7 of the Elementary and Secondary Education Act of 1965
 8 (20 U.S.C. 7702(a)) is amended in the matter preceding
 9 paragraph (1) by striking “1999” and inserting “2005”.

10 (b) AMOUNT.—

11 (1) INSUFFICIENT FUNDS.—Section
 12 8002(b)(1)(B) of the Elementary and Secondary
 13 Education Act of 1965 (20 U.S.C. 7702(b)(1)(B)) is
 14 amended by striking “shall ratably reduce the pay-
 15 ment to each eligible local educational agency” and
 16 inserting “shall calculate the payment for each eligi-
 17 ble local educational agency in accordance with sub-
 18 section (h)”.

19 (2) MAXIMUM AMOUNT.—Section 8002(b)(1)(C)
 20 of the Elementary and Secondary Education Act of
 21 1965 (20 U.S.C. 7702(b)(1)(C)) is amended by add-
 22 ing at the end before the period the following: “, or
 23 the maximum amount that such agency is eligible to
 24 receive for such fiscal year under this section, which-
 25 ever is greater”.

1 (c) PAYMENTS WITH RESPECT TO FISCAL YEARS IN
2 WHICH INSUFFICIENT FUNDS ARE APPROPRIATED.—
3 Section 8002(h) of the Elementary and Secondary Edu-
4 cation Act of 1965 (20 U.S.C. 7702(h)) is amended to
5 read as follows:

6 “(h) PAYMENTS WITH RESPECT TO FISCAL YEARS
7 IN WHICH INSUFFICIENT FUNDS ARE APPROPRIATED.—
8 For any fiscal year for which the amount appropriated
9 under section 8014(a) is insufficient to pay to each local
10 educational agency the full amount determined under sub-
11 section (b), the Secretary shall make payments to each
12 local educational agency under this section as follows:

13 “(1) FOUNDATION PAYMENTS FOR PRE-1995 RE-
14 CIPIENTS.—

15 “(A) IN GENERAL.—The Secretary shall
16 first make a foundation payment to each local
17 educational agency that is eligible to receive a
18 payment under this section for the fiscal year
19 involved and was eligible to receive a payment
20 under section 2 of the Act of September 30,
21 1950 (Public Law 874, 81st Congress) (as such
22 section was in effect on the day preceding the
23 date of the enactment of the Improving Amer-
24 ica’s Schools Act of 1994) for any of the fiscal
25 years 1989 through 1994.

1 “(B) AMOUNT.—The amount of a payment
2 under subparagraph (A) for a local educational
3 agency shall be equal to 37 percent of the pay-
4 ment amount the local educational agency was
5 eligible to receive under section 2 of the Act of
6 September 30, 1950, for fiscal year 1994 (or if
7 the local educational agency was not eligible to
8 receive a payment under such section 2 for fis-
9 cal year 1994, the payment that local edu-
10 cational agency was eligible to receive under
11 such section 2 for the most recent fiscal year
12 preceding 1994).

13 “(C) INSUFFICIENT APPROPRIATIONS.—If
14 the amount appropriated under section 8014(a)
15 is insufficient to pay the full amount deter-
16 mined under this paragraph for all eligible local
17 educational agencies for the fiscal year, then
18 the Secretary shall ratably reduce the payment
19 to each local educational agency under this
20 paragraph.

21 “(2) PAYMENTS FOR 1995 RECIPIENTS.—

22 “(A) IN GENERAL.—From any amounts
23 remaining after making payments under para-
24 graph (1) for the fiscal year involved, the Sec-
25 retary shall make a payment to each eligible

1 local educational agency that received a pay-
2 ment under this section for fiscal year 1995.

3 “(B) AMOUNT.—The amount of a payment
4 under subparagraph (A) for a local educational
5 agency shall be determined as follows:

6 “(i) Calculate the difference between
7 the amount appropriated to carry out this
8 section for fiscal year 1995 and the total
9 amount of foundation payments made
10 under paragraph (1) for the fiscal year.

11 “(ii) Determine the percentage share
12 for each local educational agency that re-
13 ceived a payment under this section for fis-
14 cal year 1995 by dividing the assessed
15 value of the Federal property of the local
16 educational agency for fiscal year 1995 de-
17 termined in accordance with subsection
18 (b)(3), by the total national assessed value
19 of the Federal property of all such local
20 educational agencies for fiscal year 1995,
21 as so determined.

22 “(iii) Multiply the percentage share
23 described in clause (ii) for the local edu-
24 cational agency by the amount determined
25 under clause (i).

1 “(3) SUBSECTION (i) RECIPIENTS.—From any
2 funds remaining after making payments under para-
3 graphs (1) and (2) for the fiscal year involved, the
4 Secretary shall make payments in accordance with
5 subsection (i).

6 “(4) REMAINING FUNDS.—From any funds re-
7 maining after making payments under paragraphs
8 (1), (2), and (3) for the fiscal year involved—

9 “(A) the Secretary shall make a payment
10 to each local educational agency that received a
11 foundation payment under paragraph (1) for
12 the fiscal year involved in an amount that bears
13 the same relation to 25 percent of the remain-
14 der as the amount the local educational agency
15 received under paragraph (1) for the fiscal year
16 involved bears to the amount all local edu-
17 cational agencies received under paragraph (1)
18 for the fiscal year involved; and

19 “(B) the Secretary shall make a payment
20 to each local educational agency that is eligible
21 to receive a payment under this section for the
22 fiscal year involved in an amount that bears the
23 same relation to 75 percent of the remainder as
24 a percentage share determined for the local
25 educational agency (in the same manner as per-

1 centage shares are determined for local edu-
 2 cational agencies under paragraph (2)(B)(ii))
 3 bears to the percentage share determined (in
 4 the same manner) for all local educational
 5 agencies eligible to receive a payment under this
 6 section for the fiscal year involved, except that
 7 for the purpose of calculating a local edu-
 8 cational agency's assessed value of the Federal
 9 property, data from the most current fiscal year
 10 shall be used.”.

11 (d) SPECIAL PAYMENTS.—

12 (1) IN GENERAL.—Section 8002(i)(1) of the El-
 13 ementary and Secondary Education Act of 1965 (20
 14 U.S.C. 7702(i)(1)) is amended to read as follows:

15 “(1) IN GENERAL.—For any fiscal year begin-
 16 ning with fiscal year 2000 for which the amount ap-
 17 propriated to carry out this section exceeds the
 18 amount so appropriated for fiscal year 1996 and for
 19 which subsection (b)(1)(B) applies, the Secretary
 20 shall use the remainder described in subsection
 21 (h)(3) for the fiscal year involved (not to exceed the
 22 amount equal to the difference between (A) the
 23 amount appropriated to carry out this section for
 24 fiscal year 1997 and (B) the amount appropriated to
 25 carry out this section for fiscal year 1996) to in-

1 crease the payment that would otherwise be made
 2 under this section to not more than 50 percent of
 3 the maximum amount determined under subsection
 4 (b) for any local educational agency described in
 5 paragraph (2).”.

6 (2) CONFORMING AMENDMENT.—The heading
 7 of section 8002(i) of the Elementary and Secondary
 8 Education Act of 1965 (20 U.S.C. 7702(i)) is
 9 amended by striking “PRIORITY” and inserting SPE-
 10 CIAL”.

11 (e) ADDITIONAL ASSISTANCE FOR CERTAIN LOCAL
 12 EDUCATIONAL AGENCIES IMPACTED BY FEDERAL PROP-
 13 ERTY ACQUISITION.—Section 8002(j)(2) of the Elemen-
 14 tary and Secondary Education Act of 1965 (20 U.S.C.
 15 7702(j)(2)) is amended—

16 (1) by striking “(A) A local educational agen-
 17 cy” and inserting “A local educational agency”;

18 (2) by redesignating clauses (i) through (v) as
 19 subparagraphs (A) through (E), respectively; and

20 (3) in subparagraph (C) (as redesignated), by
 21 adding at the end before the semicolon the following:
 22 “and such agency does not currently have a military
 23 installation located within its geographic bound-
 24 aries”.

1 (f) DATA; PRELIMINARY AND FINAL PAYMENTS.—
2 Section 8002 of the Elementary and Secondary Education
3 Act of 1965 (20 U.S.C. 7702) is amended by adding at
4 the end the following:

5 “(1) DATA; PRELIMINARY AND FINAL PAYMENTS.—

6 “(1) IN GENERAL.—The Secretary shall—

7 “(A) not later than 30 days following the
8 application deadline under section 8005(c) for a
9 fiscal year, require any local educational agency
10 that applied for a payment under subsection (b)
11 for the fiscal year to submit such data as may
12 be necessary in order to compute the payment;

13 “(B) as soon as possible after the begin-
14 ning of any fiscal year, but no later than 60
15 days after the enactment of an Act making ap-
16 propriations to carry out this title for the fiscal
17 year, provide a preliminary payment under sub-
18 section (b) for any local educational agency that
19 applied for a payment under subsection (b) for
20 the fiscal year and was eligible for such a pay-
21 ment for the preceding fiscal year, in the
22 amount of 60 percent of the payment for the
23 previous year; and

24 “(C) provide a final payment under sub-
25 section (b) for any eligible local educational

1 agency not later than 12 months after the ap-
2 plication deadline established under section
3 8005(c), except that any local educational agen-
4 cy failing to submit all of the data required
5 under subparagraph (A) shall be denied such
6 payment for the fiscal year for which the appli-
7 cation is made unless funds from a source other
8 than the Act described in subparagraph (B) are
9 made available to provide such payment.

10 “(2) ELIGIBILITY FOR PAYMENTS IN SUBSE-
11 QUENT YEARS.—The denial of a payment under sub-
12 section (b) to a local educational agency for a fiscal
13 year pursuant to this subsection shall not affect the
14 eligibility of the local educational agency for a final
15 payment under subsection (b) for a subsequent fiscal
16 year.”.

17 **SEC. 4. PAYMENTS FOR ELIGIBLE FEDERALLY CONNECTED**
18 **CHILDREN.**

19 (a) MILITARY INSTALLATION HOUSING UNDERGOING
20 RENOVATION OR REBUILDING.—

21 (1) IN GENERAL.—Section 8003(a)(4) of the
22 Elementary and Secondary Education Act of 1965
23 (20 U.S.C. 7703(a)) is amended—

1 (A) in the heading, by striking “UNDER-
2 GOING RENOVATION” and inserting “UNDER-
3 GOING RENOVATION OR REBUILDING”;

4 (B) by striking “For purposes” and insert-
5 ing the following:

6 “(A) IN GENERAL.—For purposes”;

7 (C) in subparagraph (A) (as designated by
8 subparagraph (B)), by inserting “or rebuilding”
9 after “undergoing renovation”; and

10 (D) by adding at the end the following:

11 “(B) LIMITATIONS.—(i)(I) Except as pro-
12 vided in subclause (II), children described in
13 paragraph (1)(D)(i) may be deemed to be chil-
14 dren described in paragraph (1)(B) with respect
15 to housing on Federal property undergoing ren-
16 ovation or rebuilding in accordance with sub-
17 paragraph (A) for a period not to exceed 2 fis-
18 cal years.

19 “(II) If the Secretary determines, on the
20 basis of a certification provided to the Secretary
21 by a designated representative of the Secretary
22 of Defense, that the expected completion date of
23 the renovation or rebuilding of the housing has
24 been delayed by not less than 1 year, then—

1 “(aa) in the case of a determination
2 made by the Secretary in the first fiscal
3 year described in subclause (I), the time
4 period described such subclause shall be
5 extended by the Secretary for an additional
6 2 years; and

7 “(bb) in the case of a determination
8 made by the Secretary in the second fiscal
9 year described in subclause (I), the time
10 period described such subclause shall be
11 extended by the Secretary for an additional
12 1 year.

13 “(ii) The number of children described in
14 paragraph (1)(D)(i) who are deemed to be chil-
15 dren described in paragraph (1)(B) with respect
16 to housing on Federal property undergoing ren-
17 ovation or rebuilding in accordance with sub-
18 paragraph (A) for any fiscal year may not ex-
19 ceed the maximum number of children who are
20 expected to occupy that housing upon comple-
21 tion of the renovation or rebuilding.”.

22 (2) EFFECTIVE DATE.—The amendments made
23 by paragraph (1) shall apply with respect to pay-
24 ments to a local educational agency for fiscal years

1 beginning before, on, or after the date of the enact-
2 ment of this Act.

3 (b) MILITARY “BUILD TO LEASE” PROGRAM HOUS-
4 ING.—Section 8003(a) of the Elementary and Secondary
5 Education Act of 1965 (20 U.S.C. 7703(a)) is amended
6 by adding at the end the following:

7 “(5) MILITARY ‘BUILD TO LEASE’ PROGRAM
8 HOUSING.—

9 “(A) IN GENERAL.—For purposes of com-
10 puting the amount of payment for a local edu-
11 cational agency for children identified under
12 paragraph (1), the Secretary shall consider chil-
13 dren residing in housing initially acquired or
14 constructed under the former section 2828(g) of
15 title 10, United States Code (commonly known
16 as the ‘Build to Lease’ program), as added by
17 section 801 of the Military Construction Au-
18 thorization Act, 1984, to be children described
19 under paragraph (1)(B) if the property de-
20 scribed is within the fenced security perimeter
21 of the military facility upon which such housing
22 is situated.

23 “(B) ADDITIONAL REQUIREMENTS.—If the
24 property described in subparagraph (A) is not
25 owned by the Federal Government, is subject to

1 taxation by a State or political subdivision of a
2 State, and thereby generates revenues for a
3 local educational agency that is applying to re-
4 ceive a payment under this section, then the
5 Secretary—

6 “(i) shall require the local educational
7 agency to provide certification from an ap-
8 propriate official of the Department of De-
9 fense that the property is being used to
10 provide military housing; and

11 “(ii) shall reduce the amount of the
12 payment under this section by an amount
13 equal to the amount of revenue from such
14 taxation received in the second preceding
15 fiscal year by such local educational agen-
16 cy, unless the amount of such revenue was
17 taken into account by the State for such
18 second preceding fiscal year and already
19 resulted in a reduction in the amount of
20 State aid paid to such local educational
21 agency.”.

22 **SEC. 5. MAXIMUM AMOUNT OF BASIC SUPPORT PAYMENTS.**

23 Section 8003(b)(1) of the Elementary and Secondary
24 Education Act of 1965 (20 U.S.C. 7703(b)(1)) is amended
25 by adding at the end the following:

1 “(D) INCREASE IN LOCAL CONTRIBUTION
2 RATE DUE TO UNUSUAL GEOGRAPHIC FAC-
3 TORS.—If the current expenditures in those
4 local educational agencies which the Secretary
5 has determined to be generally comparable to
6 the local educational agency for which a com-
7 putation is made under subparagraph (C) are
8 not reasonably comparable because of unusual
9 geographical factors which affect the current
10 expenditures necessary to maintain, in such
11 agency, a level of education equivalent to that
12 maintained in such other agencies, then the
13 Secretary shall increase the local contribution
14 rate for such agency under subparagraph
15 (C)(iii) by such an amount which the Secretary
16 determines will compensate such agency for the
17 increase in current expenditures necessitated by
18 such unusual geographical factors. The amount
19 of any such supplementary payment may not
20 exceed the per-pupil share (computed with re-
21 gard to all children in average daily attend-
22 ance), as determined by the Secretary, of the
23 increased current expenditures necessitated by
24 such unusual geographic factors.”.

1 **SEC. 6. BASIC SUPPORT PAYMENTS FOR HEAVILY IM-**
2 **PACTED LOCAL EDUCATIONAL AGENCIES.**

3 (a) IN GENERAL.—Section 8003(b) of the Elemen-
4 tary and Secondary Education Act of 1965 (20 U.S.C.
5 7703(b)) is amended—

6 (1) by redesignating paragraphs (2) and (3) as
7 paragraphs (3) and (4), respectively; and

8 (2) by inserting after paragraph (1) the fol-
9 lowing:

10 “(2) BASIC SUPPORT PAYMENTS FOR HEAVILY
11 IMPACTED LOCAL EDUCATIONAL AGENCIES.—

12 “(A) IN GENERAL.—(i) From the amount
13 appropriated under section 8014(b) for a fiscal
14 year, the Secretary is authorized to make basic
15 support payments to eligible heavily impacted
16 local educational agencies with children de-
17 scribed in subsection (a).

18 “(ii) A local educational agency that re-
19 ceives a basic support payment under this para-
20 graph for a fiscal year shall not be eligible to
21 receive a basic support payment under para-
22 graph (1) for that fiscal year.

23 “(B) ELIGIBILITY FOR CONTINUING HEAV-
24 ILY IMPACTED LOCAL EDUCATIONAL AGEN-
25 CIES.—

1 “(i) FISCAL YEAR 2001.—A heavily
2 impacted local educational agency is eligi-
3 ble to receive a basic support payment
4 under subparagraph (A) for fiscal year
5 2001 with respect to a number of children
6 determined under subsection (a)(1) only if
7 the agency received an additional assist-
8 ance payment under subsection (f) (as
9 such subsection was in effect on the day
10 before the date of the enactment of the
11 Impact Aid Reauthorization Act of 2000)
12 for fiscal year 2000.

13 “(ii) FISCAL YEAR 2002 AND SUBSE-
14 QUENT FISCAL YEARS.—A heavily im-
15 pacted local educational agency described
16 in clause (i) is eligible to receive a basic
17 support payment under subparagraph (A)
18 for fiscal year 2002 and any subsequent
19 fiscal year with respect to a number of
20 children determined under subsection
21 (a)(1) only if the agency—

22 “(I) received a basic support pay-
23 ment under subparagraph (A) for fis-
24 cal year 2001; and

1 “(II)(aa) is a local educational
2 agency whose boundaries are the same
3 as a Federal military installation;

4 “(bb) has an enrollment of feder-
5 ally connected children described in
6 subsection (a)(1) which constitutes a
7 percentage of the total student enroll-
8 ment of such agency which is not less
9 than 35 percent, has a per-pupil ex-
10 penditure that is less than the average
11 per-pupil expenditure of the State in
12 which the agency is located or the av-
13 erage per-pupil expenditure of all
14 States (whichever average per-pupil
15 expenditure is greater), except that a
16 local educational agency with a total
17 student enrollment of less than 350
18 students shall be deemed to have sat-
19 isfied such per-pupil expenditure re-
20 quirement, and has a tax rate for gen-
21 eral fund purposes which is at least
22 95 percent of the average tax rate for
23 general fund purposes of comparable
24 local educational agencies in the
25 State; or

1 “(cc) has a total student enroll-
2 ment of not less than 25,000 stu-
3 dents, of which not less than 50 per-
4 cent are federally connected children
5 described in subsection (a)(1) and not
6 less than 6,000 of such federally con-
7 nected children are children described
8 in subparagraphs (A) and (B) of sub-
9 section (a)(1).

10 “(iii) RESUMPTION OF ELIGIBILITY.—
11 A heavily impacted local educational agen-
12 cy described in clause (i) or (ii) that be-
13 comes ineligible under either such clause
14 for one or more fiscal years may resume
15 eligibility for a basic support payment
16 under this paragraph for a subsequent fis-
17 cal year only if the agency meets the re-
18 quirements of item (aa), (bb), or (cc) of
19 clause (ii)(II) for that subsequent fiscal
20 year.

21 “(C) ELIGIBILITY FOR NEW HEAVILY IM-
22 PACTED LOCAL EDUCATIONAL AGENCIES.—

23 “(i) IN GENERAL.—A heavily im-
24 pacted local educational agency that did
25 not receive an additional assistance pay-

1 ment under subsection (f) (as such sub-
2 section was in effect on the day before the
3 date of the enactment of the Impact Aid
4 Reauthorization Act of 2000) for fiscal
5 year 2000 is eligible to receive a basic sup-
6 port payment under subparagraph (A) for
7 fiscal year 2002 and any subsequent fiscal
8 year with respect to a number of children
9 determined under subsection (a)(1) only if
10 the agency—

11 “(I) has an enrollment of feder-
12 ally connected children described in
13 subsection (a)(1) which constitutes a
14 percentage of the total student enroll-
15 ment of such agency which (aa) is not
16 less than 50 percent if such agency
17 receives a payment on behalf of chil-
18 dren described in subparagraphs (F)
19 and (G) of such subsection or (bb) is
20 not less than 40 percent if such agen-
21 cy does not receive a payment on be-
22 half of such children;

23 “(II)(aa) is a local educational
24 agency whose boundaries are the same
25 as a Federal military installation; or

1 “(bb) is a local educational agen-
2 cy that has a tax rate for general
3 fund purposes which is at least 95
4 percent of the average tax rate for
5 general fund purposes of comparable
6 local educational agencies in the
7 State; and

8 “(III)(aa) for a local educational
9 agency that has a total student enroll-
10 ment of 350 or more students, the
11 agency has a per-pupil expenditure
12 that is less than the average per-pupil
13 expenditure of the State in which the
14 agency is located; or

15 “(bb) for a local educational
16 agency that has a total student enroll-
17 ment of less than 350 students, the
18 agency has a per-pupil expenditure
19 that is less than the average per-pupil
20 expenditure of a comparable agency in
21 the State in which the agency is lo-
22 cated.

23 “(ii) RESUMPTION OF ELIGIBILITY.—
24 A heavily impacted local educational agen-
25 cy described in clause (i) that becomes in-

1 eligible under such clause for one or more
2 fiscal years may resume eligibility for a
3 basic support payment under this para-
4 graph for a subsequent fiscal year only if
5 the agency meets the requirements of sub-
6 clauses (I), (II), and (III) of clause (i) for
7 that subsequent fiscal year.

8 “(iii) APPLICATION.—With respect to
9 the first fiscal year for which a heavily im-
10 pacted local educational agency described
11 in clause (i) applies for a basic support
12 payment under subparagraph (A), or with
13 respect to the first fiscal year for which a
14 heavily impacted local educational agency
15 applies for a basic support payment under
16 subparagraph (A) after becoming ineligible
17 under clause (i) for one or more preceding
18 fiscal years, the agency shall apply for
19 such payment at least 1 year prior to the
20 start of that first fiscal year.

21 “(D) MAXIMUM AMOUNT FOR REGULAR
22 HEAVILY IMPACTED LOCAL EDUCATIONAL
23 AGENCIES.—(i) Except as provided in subpara-
24 graph (E), the maximum amount that a heavily
25 impacted local educational agency is eligible to

1 receive under this paragraph for any fiscal year
2 is the sum of the total weighted student units,
3 as computed under subsection (a)(2) (subject to
4 clause (ii)), multiplied by the greater of—

5 “(I) four-fifths of the average per-
6 pupil expenditure of the State in which the
7 local educational agency is located for the
8 third fiscal year preceding the fiscal year
9 for which the determination is made; or

10 “(II) four-fifths of the average per-
11 pupil expenditure of all of the States for
12 the third fiscal year preceding the fiscal
13 year for which the determination is made.

14 “(ii)(I) For a local educational agency with
15 respect to which 35 percent or more of the total
16 student enrollment of the schools of the agency
17 are children described in subparagraph (D) or
18 (E) (or a combination thereof) of subsection
19 (a)(1), the Secretary shall calculate the weight-
20 ed student units of such children for purposes
21 of subsection (a)(2) by multiplying the number
22 of such children by a factor of 0.55.

23 “(II) For a local educational agency that
24 has an enrollment of 100 or fewer federally con-
25 nected children described in subsection (a)(1),

1 the Secretary shall calculate the total number
2 of weighted student units for purposes of sub-
3 section (a)(2) by multiplying the number of
4 such children by a factor of 1.75.

5 “(III) For a local educational agency that
6 has an enrollment of more than 100 but not
7 more than 750 children described in subsection
8 (a)(1), the Secretary shall calculate the total
9 number of weighted student units for purposes
10 of subsection (a)(2) by multiplying the number
11 of such children by a factor of 1.25.

12 “(E) MAXIMUM AMOUNT FOR LARGE
13 HEAVILY IMPACTED LOCAL EDUCATIONAL
14 AGENCIES.—(i)(I) Subject to clause (ii), the
15 maximum amount that a heavily impacted local
16 educational agency described in subclause (II)
17 is eligible to receive under this paragraph for
18 any fiscal year shall be determined in accord-
19 ance with the formula described in paragraph
20 (1)(C).

21 “(II) A heavily impacted local educational
22 agency described in this subclause is a local
23 educational agency that has a total student en-
24 rollment of not less than 25,000 students, of
25 which not less than 50 percent are federally

connected children described in subsection (a)(1) and not less than 6,000 of such federally connected children are children described in subparagraphs (A) and (B) of subsection (a)(1).

“(ii) For purposes of calculating the maximum amount described in clause (i), the factor used in determining the weighted student units under subsection (a)(2) with respect to children described in subparagraphs (A) and (B) of subsection (a)(1) shall be 1.35.

“(F) DATA.—For purposes of providing assistance under this paragraph, the Secretary shall use student, revenue, expenditure, and tax data from the third fiscal year preceding the fiscal year for which the local educational agency is applying for assistance under this paragraph.”.

(b) PAYMENTS WITH RESPECT TO FISCAL YEARS IN WHICH INSUFFICIENT FUNDS ARE APPROPRIATED.— Paragraph (3) of section 8003(b) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(b)), as redesignated, is amended—

(1) in subparagraph (A), by striking “paragraph (1)” and inserting “paragraphs (1) and (2)”;

1 (2) in subparagraph (B)—

2 (A) in the heading, by inserting after
3 “PAYMENTS” the following: “IN LIEU OF PAY-
4 MENTS UNDER PARAGRAPH (1)”;

5 (B) in the matter preceding subclause (I)
6 of clause (i), by inserting after ““threshold pay-
7 ment’”)” the following: “in lieu of basic support
8 payments under paragraph (1)”;

9 (C) in clause (ii), by striking “paragraph
10 (1)” and inserting “clause (i)”; and

11 (D) by adding at the end the following:

12 “(iv) In the case of a local educational
13 agency that has a total student enrollment of
14 fewer than 1,000 students and that has a per-
15 pupil expenditure that is less than the average
16 per-pupil expenditure of the State in which the
17 agency is located, the total percentage used to
18 calculate threshold payments under clause (i)
19 shall not be less than 40 percent.”;

20 (3) by redesignating subparagraph (C) as sub-
21 paragraph (D);

22 (4) by inserting after subparagraph (B) the fol-
23 lowing:

24 “(C) LEARNING OPPORTUNITY THRESH-
25 OLD PAYMENTS IN LIEU OF PAYMENTS UNDER

1 PARAGRAPH (2).—For fiscal years described in
 2 subparagraph (A), the learning opportunity
 3 threshold payment in lieu of basic support pay-
 4 ments under paragraph (2) shall be equal to the
 5 amount obtained under subparagraph (D) or
 6 (E) of paragraph (2), as the case may be.”; and
 7 (5) in subparagraph (D) (as redesignated), by
 8 striking “computation made under subparagraph
 9 (B)” and inserting “computations made under sub-
 10 paragraphs (B) and (C)”.

11 (c) CONFORMING AMENDMENTS.—(1) Section
 12 8002(b)(1)(C) of the Elementary and Secondary Edu-
 13 cation Act of 1965 (20 U.S.C. 7702(b)(1)(C)) is amended
 14 by striking “section 8003(b)(1)(C)” and inserting “para-
 15 graph (1)(C) of section 8003(b) or subparagraph (D) or
 16 (E) of paragraph (2) of such section, as the case may be”.

17 (2) Section 8003 of the Elementary and Secondary
 18 Education Act of 1965 (20 U.S.C. 7703) is amended—

19 (A) in subsection (a)(1), by striking “subsection
 20 (b), (d), or (f)” and inserting “subsection (b) or
 21 (d)”;

22 (B) in subsection (b)—

23 (i) in paragraph (1)(C), in the matter pre-
 24 ceding clause (i), by striking “this subsection”
 25 and inserting “this paragraph”; and

1 (ii) in paragraph (4) (as redesignated)—

2 (I) in subparagraph (A), by striking
3 “paragraphs (1)(B), (1)(C), and (2) of this
4 subsection” and inserting “subparagraphs
5 (B) and (C) of paragraph (1) or subpara-
6 graphs (B) through (D) of paragraph (2),
7 as the case may be, paragraph (3) of this
8 subsection”; and

9 (II) in subparagraph (B)—

10 (aa) by inserting after “para-
11 graph (1)(C)” the following: “or sub-
12 paragraph (D) or (E) of paragraph
13 (2), as the case may be,”; and

14 (bb) by striking “paragraph
15 (2)(B)” and inserting “subparagraph
16 (B) or (C) of paragraph (3)”;

17 (C) in subsection (c)(1), by striking “paragraph
18 (2) and subsection (f)” and inserting “subsection
19 (b)(2) and paragraph (2)”;

20 (D) by striking subsection (f); and

21 (E) in subsection (i), by striking “sections 8002
22 and 8003(b)” and inserting “section 8002 and sub-
23 section (b) of this section”.

1 **SEC. 7. BASIC SUPPORT PAYMENTS FOR LOCAL EDU-**
2 **CATIONAL AGENCIES AFFECTED BY RE-**
3 **MOVAL OF FEDERAL PROPERTY.**

4 Section 8003(b) of the Elementary and Secondary
5 Education Act of 1965 (20 U.S.C. 7703(b)), as amended
6 by this Act, is further amended by adding at the end the
7 following:

8 “(5) LOCAL EDUCATIONAL AGENCIES AF-
9 FECTED BY REMOVAL OF FEDERAL PROPERTY.—

10 “(A) IN GENERAL.—In computing the
11 amount of a basic support payment under this
12 subsection for a fiscal year for a local edu-
13 cational agency described in subparagraph (B),
14 the Secretary shall meet the additional require-
15 ments described in subparagraph (C).

16 “(B) LOCAL EDUCATIONAL AGENCY DE-
17 SCRIBED.—A local educational agency described
18 in this subparagraph is a local educational
19 agency with respect to which Federal property
20 (i) located within the boundaries of the agency,
21 and (ii) on which one or more children reside
22 who are receiving a free public education at a
23 school of the agency, is transferred by the Fed-
24 eral Government to another entity in any fiscal
25 year beginning on or after the date of the en-
26 actment of the Impact Aid Reauthorization Act

1 of 2000 so that the property is subject to tax-
2 ation by the State or a political subdivision of
3 the State.

4 “(C) ADDITIONAL REQUIREMENTS.—The
5 additional requirements described in this sub-
6 paragraph are the following:

7 “(i) For each fiscal year beginning
8 after the date on which the Federal prop-
9 erty is transferred, a child described in
10 subparagraph (B) who continues to reside
11 on such property and who continues to re-
12 ceive a free public education at a school of
13 the agency shall be deemed to be a child
14 who resides on Federal property for pur-
15 poses of computing under the applicable
16 subparagraph of subsection (a)(1) the
17 amount that the agency is eligible to re-
18 ceive under this subsection.

19 “(ii)(I) For the third fiscal year be-
20 ginning after the date on which the Fed-
21 eral property is transferred, and for each
22 fiscal year thereafter, the Secretary shall,
23 after computing the amount that the agen-
24 cy is otherwise eligible to receive under this
25 subsection for the fiscal year involved, de-

duct from such amount an amount equal to the revenue received by the agency for the immediately preceding fiscal year as a result of the taxable status of the former Federal property.

“(II) For purposes of determining the amount of revenue to be deducted in accordance with subclause (I), the local educational agency—

“(aa) shall provide for a review and certification of such amount by an appropriate local tax authority; and

“(bb) shall submit to the Secretary a report containing the amount certified under item (aa).”.

SEC. 8. ADDITIONAL PAYMENTS FOR LOCAL EDUCATIONAL AGENCIES WITH HIGH CONCENTRATIONS OF CHILDREN WITH SEVERE DISABILITIES.

(a) REPEAL.—Subsection (g) of section 8003 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(g)) is repealed.

(b) CONFORMING AMENDMENTS.—(1) Section 8003 of the Elementary and Secondary Education Act of 1965

1 (20 U.S.C. 7703) is amended by redesignating subsections
 2 (h) and (i) as subsections (f) and (g), respectively.

3 (2) Section 426 of the General Education Provisions
 4 Act (20 U.S.C. 1228) is amended by striking “subsections
 5 (d) and (g) of section 8003 of such Act” and inserting
 6 “section 8003(d) of such Act”.

7 **SEC. 9. APPLICATION FOR PAYMENTS UNDER SECTIONS**
 8 **8002 AND 8003.**

9 Section 8005(d) of the Elementary and Secondary
 10 Education Act of 1965 (20 U.S.C. 7705(d)) is amended—

11 (1) in paragraph (2), by inserting after “not
 12 more than 60 days after a deadline established
 13 under subsection (c)” the following: “, or not more
 14 than 60 days after the date on which the Secretary
 15 sends written notice to the local educational agency
 16 pursuant to paragraph (3)(A), as the case may be,”;
 17 and

18 (2) in paragraph (3) to read as follows:

19 “(3) LATE APPLICATIONS.—

20 “(A) NOTICE.—The Secretary shall, as
 21 soon as practicable after the deadline estab-
 22 lished under subsection (c), provide to each
 23 local educational agency that applied for a pay-
 24 ment under section 8002 or 8003 for the prior
 25 fiscal year, and with respect to which the Sec-

retary has not received an application for a payment under either such section (as the case may be) for the fiscal year in question, written notice of the failure to comply with the deadline and instruction to ensure that the application is filed not later than 60 days after the date on which the Secretary sends the notice.

“(B) ACCEPTANCE AND APPROVAL OF LATE APPLICATIONS.—The Secretary shall not accept or approve any application of a local educational agency that is filed more than 60 days after the date on which the Secretary sends written notice to the local educational agency pursuant to subparagraph (A).”.

SEC. 10. PAYMENTS FOR SUDDEN AND SUBSTANTIAL INCREASES IN ATTENDANCE OF MILITARY DEPENDENTS.

Section 8006 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7706) is repealed.

SEC. 11. CONSTRUCTION.

(a) IN GENERAL.—Section 8007 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7707) is amended to read as follows:

“SEC. 8007. CONSTRUCTION.

“(a) CONSTRUCTION PAYMENTS AUTHORIZED.—

1 “(1) IN GENERAL.—From 70 percent of the
2 amount appropriated for each fiscal year under sec-
3 tion 8014(e), the Secretary shall make payments in
4 accordance with this subsection to each local edu-
5 cational agency that receives a basic support pay-
6 ment under section 8003(b) for that fiscal year.

7 “(2) ADDITIONAL REQUIREMENTS.—A local
8 educational agency that receives a basic support pay-
9 ment under section 8003(b)(1) shall also meet at
10 least one of the following requirements:

11 “(A) The number of children determined
12 under section 8003(a)(1)(C) for the agency for
13 the preceding school year constituted at least
14 50 percent of the total student enrollment in
15 the schools of the agency during the preceding
16 school year.

17 “(B) The number of children determined
18 under subparagraphs (B) and (D)(i) of section
19 8003(a)(1) for the agency for the preceding
20 school year constituted at least 50 percent of
21 the total student enrollment in the schools of
22 the agency during the preceding school year.

23 “(3) AMOUNT OF PAYMENTS.—

24 “(A) LOCAL EDUCATIONAL AGENCIES IM-
25 PACTED BY MILITARY DEPENDENT CHIL-

1 DREN.—The amount of a payment to each local
2 educational agency described in this subsection
3 that is impacted by military dependent children
4 for a fiscal year shall be equal to—

5 “(i)(II) 35 percent of the amount ap-
6 propriated under section 8014(e) for such
7 fiscal year; divided by

8 “(II) the total number of weighted
9 student units of children described in sub-
10 paragraphs (B) and (D)(i) of section
11 8003(a)(1) for all local educational agen-
12 cies described in this subsection (as cal-
13 culated under section 8003(a)(2)), includ-
14 ing the number of weighted student units
15 of such children attending a school facility
16 described in section 8008(a) if the Sec-
17 retary does not provide assistance for the
18 school facility under that section for the
19 prior fiscal year; multiplied by

20 “(ii) the total number of such weight-
21 ed student units for the agency.

22 “(B) LOCAL EDUCATIONAL AGENCIES IM-
23 PACTED BY CHILDREN WHO RESIDE ON INDIAN
24 LANDS.—The amount of a payment to each
25 local educational agency described in this sub-

1 section that is impacted by children who reside
2 on Indian lands for a fiscal year shall be equal
3 to—

4 “(i)(I) 35 percent of the amount ap-
5 propriated under section 8014(e) for such
6 fiscal year; divided by

7 “(II) the total number of weighted
8 student units of children described in sec-
9 tion 8003(a)(1)(C) for all local educational
10 agencies described in this subsection (as
11 calculated under section 8003(a)(2)); mul-
12 tiplied by

13 “(ii) the total number of such weight-
14 ed student units for the agency.

15 “(4) USE OF FUNDS.—Any local educational
16 agency that receives funds under this subsection
17 shall use such funds for construction, as defined in
18 section 8013(3).

19 “(b) SCHOOL FACILITY MODERNIZATION GRANTS
20 AUTHORIZED.—

21 “(1) IN GENERAL.—From 30 percent of the
22 amount appropriated for each fiscal year under sec-
23 tion 8014(e), the Secretary shall award grants in ac-
24 cordance with this subsection to eligible local edu-
25 cational agencies to enable the local educational

1 agencies to carry out modernization of school facili-
2 ties.

3 “(2) ELIGIBILITY REQUIREMENTS.—A local
4 educational agency is eligible to receive funds under
5 this subsection only if—

6 “(A) such agency (or in the case of a local
7 educational agency that does not have the au-
8 thority to tax or issue bonds, such agency’s fis-
9 cal agent) has no capacity to issue bonds or is
10 at such agency’s limit in bonded indebtedness
11 for the purposes of generating funds for capital
12 expenditures; and

13 “(B)(i) such agency received assistance
14 under section 8002(a) for the fiscal year and
15 has an assessed value of taxable property per
16 student in the school district that is less than
17 the average of the assessed value of taxable
18 property per student in the State in which the
19 local educational agency is located; or

20 “(ii) such agency received assistance under
21 subsection (a) for the fiscal year and has a
22 school facility emergency, as determined by the
23 Secretary, that poses a health or safety hazard
24 to the students and school personnel assigned
25 to the school facility.

1 “(3) AWARD CRITERIA.—In awarding grants
2 under this subsection the Secretary shall consider
3 one or more of the following factors:

4 “(A) The extent to which the local edu-
5 cational agency lacks the fiscal capacity to un-
6 dertake the modernization project without Fed-
7 eral assistance.

8 “(B) The extent to which property in the
9 local educational agency is nontaxable due to
10 the presence of the Federal Government.

11 “(C) The extent to which the local edu-
12 cational agency serves high numbers or percent-
13 ages of children described in subparagraphs
14 (A), (B), (C), and (D) of section 8003(a)(1).

15 “(D) The need for modernization to
16 meet—

17 “(i) the threat that the condition of
18 the school facility poses to the safety and
19 well-being of students;

20 “(ii) overcrowding conditions as evi-
21 denced by the use of trailers and portable
22 buildings and the potential for future over-
23 crowding because of increased enrollment;
24 and

1 “(iii) facility needs resulting from ac-
2 tions of the Federal Government.

3 “(E) The age of the school facility to be
4 modernized.

5 “(4) OTHER AWARD PROVISIONS.—

6 “(A) FEDERAL SHARE.—The Federal
7 funds provided under this subsection to a local
8 educational agency described in subparagraph
9 (C) shall not exceed 50 percent of the total cost
10 of the project to be assisted under this sub-
11 section. A local educational agency may use in-
12 kind contributions to meet the matching re-
13 quirement of the preceding sentence.

14 “(B) MAXIMUM GRANT.—A local edu-
15 cational agency described in subparagraph (C)
16 may not receive a grant under this subsection
17 in an amount that exceeds \$3,000,000 during
18 any 5-year period.

19 “(C) LOCAL EDUCATIONAL AGENCY DE-
20 SCRIBED.—A local educational agency described
21 in this subparagraph is a local educational
22 agency that has the authority to issue bonds
23 but is at such agency’s limit in bonded indebt-
24 edness for the purposes of generating funds for
25 capital expenditures.

1 “(5) APPLICATIONS.—A local educational agen-
2 cy that desires to receive a grant under this sub-
3 section shall submit an application to the Secretary
4 at such time, in such manner, and accompanied by
5 such information as the Secretary may require. Each
6 application shall contain—

7 “(A) documentation certifying such agen-
8 cy’s lack of bonding capacity;

9 “(B) a listing of the school facilities to be
10 modernized, including the number and percent-
11 age of children determined under section
12 8003(a)(1) in average daily attendance in each
13 school facility;

14 “(C) a description of the ownership of the
15 property on which the current school facility is
16 located or on which the planned school facility
17 will be located;

18 “(D) a description of any school facility
19 deficiency that poses a health or safety hazard
20 to the occupants of the school facility and a de-
21 scription of how that deficiency will be repaired;

22 “(E) a description of the modernization to
23 be supported with funds provided under this
24 subsection;

1 “(F) a cost estimate of the proposed mod-
2 ernization; and

3 “(G) such other information and assur-
4 ances as the Secretary may reasonably require.

5 “(6) EMERGENCY GRANTS.—

6 “(A) APPLICATIONS.—Each local edu-
7 cational agency described in paragraph
8 (2)(B)(ii) that desires a grant under this sub-
9 section shall include in the application sub-
10 mitted under paragraph (5) a signed statement
11 from an appropriate local official certifying that
12 a health or safety deficiency exists.

13 “(B) PRIORITY.—If the Secretary receives
14 more than one application from local edu-
15 cational agencies described in paragraph
16 (2)(B)(ii) for grants under this subsection for
17 any fiscal year, the Secretary shall give priority
18 to local educational agencies based on the sever-
19 ity of the emergency, as determined by the Sec-
20 retary, and when the application was received.

21 “(C) CONSIDERATION FOR FOLLOWING
22 YEAR.—A local educational agency described in
23 paragraph (2)(B)(ii) that applies for a grant
24 under this subsection for any fiscal year and
25 does not receive the grant shall have the appli-

1 cation for the grant considered for the following
 2 fiscal year, subject to the priority described in
 3 subparagraph (B).”.

4 (b) DEFINITION.—Section 8013 of the Elementary
 5 and Secondary Education Act of 1965 (20 U.S.C. 7713)
 6 is amended by adding at the end the following:

7 “(13) MODERNIZATION.—The term ‘moderniza-
 8 tion’ means repair, renovation, alteration, or con-
 9 struction, including—

10 “(A) the concurrent installation of equip-
 11 ment; and

12 “(B) the complete or partial replacement
 13 of an existing school facility, but only if such
 14 replacement is less expensive and more cost-ef-
 15 fective than repair, renovation, or alteration of
 16 the school facility.”.

17 **SEC. 12. FEDERAL ADMINISTRATION.**

18 Section 8010(c) of the Elementary and Secondary
 19 Education Act of 1965 (20 U.S.C. 7710(c)) is amended—

20 (1) by striking paragraph (1);

21 (2) by redesignating paragraphs (2) and (3) as
 22 paragraphs (1) and (2), respectively; and

23 (3) in paragraph (2)(D) (as redesignated), by
 24 striking “section 5(d)(2) of the Act of September
 25 30, 1950 (Public Law 874, 81st Congress) (as such

1 section was in effect on the day preceding the date
2 of enactment of the Improving America's Schools
3 Act of 1994) or”.

4 **SEC. 13. ADMINISTRATIVE HEARINGS AND JUDICIAL RE-**
5 **VIEW.**

6 (a) ADMINISTRATIVE HEARINGS.—

7 (1) IN GENERAL.—Section 8011(a) of the Ele-
8 mentary and Secondary Education Act of 1965 (20
9 U.S.C. 7711) is amended by adding at the end be-
10 fore the period the following: “if the local edu-
11 cational agency or State, as the case may be, sub-
12 mits to the Secretary a request for the hearing not
13 later than 60 days after the date of the action of the
14 Secretary under this title”.

15 (2) EFFECTIVE DATE.—The amendment made
16 by paragraph (1) shall apply with respect to an ac-
17 tion of the Secretary under title VIII of the Elemen-
18 tary and Secondary Education Act of 1965 (20
19 U.S.C. 7701 et seq.) initiated on or after the date
20 of the enactment of this Act.

21 (b) JUDICIAL REVIEW OF SECRETARIAL ACTION.—
22 Section 8011(b)(1) of the Elementary and Secondary
23 Education Act of 1965 (20 U.S.C. 7711(b)(1)) is amended
24 by striking “60 days” and inserting “30 working days (as
25 determined by the local educational agency or State)”.

1 **SEC. 14. DEFINITIONS.**

2 Section 8013(5)(A)(iii) of the Elementary and Sec-
3 ondary Education Act of 1965 (20 U.S.C. 7713(5)(A)(iii))
4 is amended—

5 (1) in subclause (I), by striking “or” at the
6 end; and

7 (2) by adding at the end the following:

8 “(III) affordable housing assisted
9 under the Native American Housing As-
10 sistance and Self-Determination Act of
11 1996; or”.

12 **SEC. 15. AUTHORIZATION OF APPROPRIATIONS.**

13 (a) PAYMENTS FOR FEDERAL ACQUISITION OF REAL
14 PROPERTY.—Section 8014(a) of the Elementary and Sec-
15 ondary Education Act of 1965 (20 U.S.C. 7714(a)) is
16 amended by striking “\$16,750,000 for fiscal year 1995”
17 and inserting “\$32,000,000 for fiscal year 2000”.

18 (b) BASIC PAYMENTS.—Section 8014(b) of the Ele-
19 mentary and Secondary Education Act of 1965 (20 U.S.C.
20 7714(b)) is amended—

21 (1) by striking “subsections (b) and (f) of sec-
22 tion 8003” and inserting “section 8003(b)”;

23 (2) by striking “\$775,000,000 for fiscal year
24 1995” and inserting “\$809,400,000 for fiscal year
25 2000”; and

1 (3) by striking “, of which 6 percent” and all
2 that follows and inserting a period.

3 (c) PAYMENTS FOR CHILDREN WITH DISABIL-
4 ITIES.—Section 8014(c) of the Elementary and Secondary
5 Education Act of 1965 (20 U.S.C. 7714(c)) is amended
6 by striking “\$45,000,000 for fiscal year 1995” and insert-
7 ing “\$50,000,000 for fiscal year 2000”.

8 (d) PAYMENTS FOR INCREASES IN MILITARY CHIL-
9 DREN.—Subsection (d) of section 8014 of the Elementary
10 and Secondary Education Act of 1965 (20 U.S.C. 7714)
11 is repealed.

12 (e) CONSTRUCTION.—Section 8014(e) of the Elemen-
13 tary and Secondary Education Act of 1965 (20 U.S.C.
14 7714(e)) is amended by striking “\$25,000,000 for fiscal
15 year 1995” and inserting “\$10,052,000 for fiscal year
16 2000”.

17 (f) FACILITIES MAINTENANCE.—Section 8014(f) of
18 the Elementary and Secondary Education Act of 1965 (20
19 U.S.C. 7714(f)) is amended by striking “\$2,000,000 for
20 fiscal year 1995” and inserting “\$5,000,000 for fiscal
21 year 2000”.

22 (g) ADDITIONAL ASSISTANCE FOR CERTAIN LOCAL
23 EDUCATIONAL AGENCIES IMPACTED BY FEDERAL PROP-
24 erty ACQUISITION.—Section 8014(g) of the Elementary

1 and Secondary Education Act of 1965 (20 U.S.C.
2 7714(g)) is amended—

3 (1) in the heading, by striking “FEDERAL
4 PROPERTY LOCAL EDUCATIONAL AGENCIES” and
5 inserting “LOCAL EDUCATIONAL AGENCIES IM-
6 PACTED BY FEDERAL PROPERTY ACQUISITION”;
7 and

8 (2) by striking “such sums as are necessary be-
9 ginning in fiscal year 1998 and for each succeeding
10 fiscal year” and inserting “\$1,500,000 for fiscal
11 year 2000 and such sums as may be necessary for
12 each of the four succeeding fiscal years”.

13 **SEC. 16. EFFECTIVE DATE.**

14 This Act, and the amendments made by this Act,
15 shall take effect on October 1, 2000, or the date of the
16 enactment of this Act, whichever occurs later.

Passed the House of Representatives May 15, 2000.

Attest: JEFF TRANDAHL,
Clerk.

Calendar No. 549

106TH CONGRESS
2D SESSION

H. R. 3616

A BILL

To reauthorize the impact aid program under the
Elementary and Secondary Education Act of
1965, and for other purposes.

MAY 16, 2000

Received; read twice and placed on the calendar